STATUTORY INSTRUMENTS

1964 No. 1227 (S. 83)

SHERIFF COURT, SCOTLAND

Act of Sederunt (Sheriff Court Fees Amendment) 1964

Made - - - -	21*st July* 1964
Laid before Parliament	5*th August* 1964
Coming into Operation	10*th September* 1964

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 2 of the Courts of Law Fees (Scotland) Act 1895(a) and by section 40 of the Sheriff Courts (Scotland) Act 1907(b), as amended, and of all other powers competent to them in that behalf, and with the approval and concurrence of the Treasury, do hereby enact as follows :—

1. Section 1 of the Act of Sederunt (Alteration of Sheriff Court Fees) 1963(c) dated 22nd January 1963 shall be amended by deleting the word " personal " where it occurs in the interpretation of the words " writ " and " paper ".

2. Paragraph 3 of Table A Part I of the Table of Fees for the Sheriff Clerks of Scotland, which is annexed to the Act of Sederunt (Alteration of Sheriff Court Fees) 1963(c) shall be amended as follows :

(1) In the first clause, by deleting the word " personal ".

(2) In sub-paragraph (*a*), by adding the words " vested in or " after the words " When the amount of the estate ".

(3) In sub-paragraph (*b*) by adding the words " vested in or " after the words " additional estate ".

(4) In sub-paragraph (*c*), by deleting the word " moveable ".

3. This Act of Sederunt may be cited as the Act of Sederunt (Sheriff Court Fees Amendment) 1964, and shall come into operation on 10th September 1964.

And the Lords appoint this Act of Sederunt to be inserted in the Books of Sederunt.

J. L. Clyde,
I.P.D.

Edinburgh.
21st July 1964.

(a) 58 & 59 Vict. c. 14. (b) 7 Edw. 7. c. 51. (c) S.I. 1963/133 (1963 I, p. 128).

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt, but is intended to indicate its general purport.)

This Act of Sederunt amends the provisions of the Act of Sederunt (Alteration of Sheriff Court Fees) 1963 and the Table of Fees annexed thereto, by extending the references therein to personal and moveable estate in Commissary Proceedings, to include the whole estate of a deceased person. Its provisions are consequent upon the passing of the Succession (Scotland) Act 1964.